

AMENDED IN SENATE JANUARY 20, 2004

AMENDED IN SENATE MAY 28, 2003

AMENDED IN SENATE MAY 13, 2003

AMENDED IN SENATE MAY 1, 2003

AMENDED IN SENATE APRIL 9, 2003

SENATE BILL**No. 537**

Introduced by Senator Romero
(Principal coauthor: Assembly Member Chavez)

February 20, 2003

An act relating to solid waste.

LEGISLATIVE COUNSEL'S DIGEST

SB 537, as amended, Romero. Solid waste: management: Los Angeles County Sanitation Districts.

~~Existing~~

(1) *Existing* law, the California Integrated Waste Management Act of 1989, administered by the California Integrated Waste Management Board, establishes an integrated waste management program, including the regulation of solid waste disposal.

The County Sanitation District Act authorizes a county sanitation district to acquire, construct, and complete certain works, property, or structures necessary or convenient for sewage collection, treatment, transfer, and disposal.

This bill would require the Sanitation Districts of the County of Los Angeles, by July 1, 2004, to report to the Legislature on specified information relating to the design of a solid waste system planned to be

developed in the jurisdiction of the districts. The bill would impose a state-mandated local program by imposing a new duty on a local agency.

(2) This bill would make legislative findings and declarations regarding the need for special legislation.

(3) ~~The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement, including the creation of a State Mandates Claims Fund to pay the costs of mandates that do not exceed \$1,000,000 statewide and other procedures for claims whose statewide costs exceed \$1,000,000.~~

~~This bill would provide that, if the Commission on State Mandates determines that the bill contains costs mandated by the state, reimbursement for those costs shall be made pursuant to these statutory provisions. The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.~~

This bill would provide that no reimbursement is required by this act for a specified reason.

Vote: majority. Appropriation: no. Fiscal committee: yes. State-mandated local program: yes.

The people of the State of California do enact as follows:

1 SECTION 1. (a) For purposes of this section, the following
2 definitions shall apply:

3 (1) “District” means the Sanitation Districts of the County of
4 Los Angeles.

5 (2) “Materials recycling facility” or “MRF” means a solid
6 waste facility, as defined in Section 40194 of the Public Resources
7 Code, that recycles solid waste, as defined in Section 40180 of the
8 Public Resources Code.

9 (b) On or before July 1, 2004, the district shall report to the
10 Legislature on all of the following information relating to the
11 design of the solid waste system that is planned to be developed in
12 the jurisdiction of the district:



1 (1) The gross tonnage of solid waste generated within the
2 district in 2002, or the most recent year for which that data may be
3 available.

4 (2) The estimated gross tonnage of solid waste that will be
5 generated in 2014 within the district.

6 (3) The gross tonnage of solid waste diverted in 2002, or the
7 most recent year for which that data may be available, from landfill
8 disposal or transformation through source reduction, recycling,
9 and composting activities, as required by Part 2 (commencing with
10 Section 40900) of Division 30 of the Public Resources Code.

11 (4) The gross tonnage of solid waste estimated to be diverted
12 in 2014 from landfill disposal or transformation through source
13 reduction, recycling, and composting activities, as required by
14 Part 2 (commencing with Section 40900) of Division 30 of the
15 Public Resources Code.

16 (5) The gross tonnage of solid waste estimated to be transferred
17 in 2014 by rail to the solid waste landfill owned and operated by
18 the district.

19 (6) The number of transfer facilities estimated to be needed in
20 2014 for transfer of solid waste by rail to the solid waste landfills
21 owned and operated by the district.

22 (7) The number of materials recycling facilities estimated for
23 2014.

24 (8) The location of sites being evaluated for 2014 for an MRF.

25 (9) The status of permits for MRFs needed to meet tonnage
26 capacities for 2014.

27 (10) The number of rail transfer facilities needed for 2014.

28 (11) The location of sites being evaluated for 2014 for rail
29 transfer facilities.

30 (12) The status of permits for sites being evaluated for 2014 for
31 rail transfer facilities.

32 (13) The status, as of July 1, 2004, of an updated planning
33 document on the entire waste by rail project, from pickup to desert
34 disposal.

35
36 SEC. 2. Due to the unique circumstances concerning the
37 concentration of solid waste facilities in an area of the County of
38 Los Angeles, the Legislature finds and declares that a general
39 statute cannot be made applicable within the meaning of Section

1 16 of Article IV of the California Constitution. Therefore, this act
2 is necessarily applicable only to Los Angeles County.

3 ~~SEC. 3. Notwithstanding Section 17610 of the Government~~
4 ~~Code, if the Commission on State Mandates determines that this~~
5 ~~act contains costs mandated by the state, reimbursement to local~~
6 ~~agencies and school districts for those costs shall be made pursuant~~
7 ~~to Part 7 (commencing with Section 17500) of Division 4 of Title~~
8 ~~2 of the Government Code. If the statewide cost of the claim for~~
9 ~~reimbursement does not exceed one million dollars (\$1,000,000),~~
10 ~~reimbursement shall be made from the State Mandates Claims~~
11 ~~Fund.~~

12 *SEC. 3. No reimbursement is required by this act pursuant to*
13 *Section 6 of Article XIII B of the California Constitution because*
14 *a local agency or school district has the authority to levy service*
15 *charges, fees, or assessments sufficient to pay for the program or*
16 *level of service mandated by this act, within the meaning of Section*
17 *17556 of the Government Code.*

